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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/814,705	03/23/2001	Junichi Minato	205059US2	4379
22850	7590 10/26/2004		EXAMINER	
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.			GRANT II, JEROME	
	1940 DUKE STREET ALEXANDRIA, VA 22314		ART UNIT	PAPER NUMBER
	•		2626	
				PAPER NUM

DATE MAILED: 10/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)				
	09/814,705	MINATO, JUNICHI				
Office Action Summary	Examiner	Art Unit				
	Jerome Grant II	2626				
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address				
A SHORTENED STATUTORY PERIOD FOR REPLY THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply - If NO period for reply is specified above, the maximum statutory period w - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	i6(a). In no event, however, may a reply be time within the statutory minimum of thirty (30) days ill apply and will expire SIX (6) MONTHS from cause the application to become ABANDONEI	nely filed s will be considered timely. the mailing date of this communication. O (35 U.S.C. § 133).				
Status						
1) Responsive to communication(s) filed on	•					
2a) This action is FINAL . 2b) This	☐ This action is FINAL. 2b)☐ This action is non-final.					
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is						
closed in accordance with the practice under E	x parte Quayle, 1935 C.D. 11, 45	3 O.G. 213.				
Disposition of Claims						
4) ☐ Claim(s) 1-33 is/are pending in the application. 4a) Of the above claim(s) is/are withdraw 5) ☐ Claim(s) is/are allowed. 6) ☐ Claim(s) is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) 1-33 are subject to restriction and/or expressions.						
Application Papers						
9) The specification is objected to by the Examiner 10) The drawing(s) filed on is/are: a) access Applicant may not request that any objection to the of Replacement drawing sheet(s) including the correction of the original transfer of the correction of th	epted or b) objected to by the Edrawing(s) be held in abeyance. See on is required if the drawing(s) is obj	ected to. See 37 CFR 1.121(d).				
Priority under 35 U.S.C. § 119						
12) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of: 1. Certified copies of the priority documents 2. Certified copies of the priority documents 3. Copies of the certified copies of the priori application from the International Bureau * See the attached detailed Office action for a list of	have been received. have been received in Application ity documents have been receive (PCT Rule 17.2(a)).	on No In this National Stage				
		JERONE GRANT II				
Attachment(s) 1) Notice of References Cited (PTO-892)	4) T Interview Summary	PRIMARY EXAMINER				
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)		•				
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date	5) Notice of Informal Pa	atent Application (PTO-152)				

Art Unit: 2626

Restriction

1.

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-4, 11, 12 and 19-21 are, drawn to an image processing means for storing sender identification to identify an image file and the transmission of that file, classified in class 358, subclass 403.
- II. Claims 6-10, 13-18 and 22-27 are, drawn to combining image data and transmitting it, classified in class 358, subclass 405 and/or class 450.
- III. Claim 5 is, drawn to the transmission of image data to one of a plurality of destination machines, classified in class 358, subclass 407 and/or 438.
- IV. Claims 28-32 are, drawn to image transmission using a specific compression scheme, classified in class 358, subclass 426.02 and /or 426.03.
- V. Claim 33 is drawn to the transmission of information through a server over a network, classified in class 709, sub-class 203.

2.

Inventions I-V are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as identifying image data that is transmitted over a network. See MPEP § 806.05(d).

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Group II is directed toward combining image data for subsequent transmission and does not required the particulars of claim I. Group III is directed toward transmission of image data to a wherein each of the destination means forms a list of each of the files that have been transmitted to it. This invention does not required the specifics and particulars of Groups I and II. Group IV is directed toward image compression of data transmitted over the network. Data compression is neither discussed or inferred by any of the previous Groups. Group IV does not require the specifics and particulars of any of Groups I-III. Group V is directed toward sending data over a server. A server is one transmission link by which data can be transmitted. A telephone network is another. Hence, Groups I-IV do not required transmission over a server. Thus, Group V does not require the specifics of any of Groups I-IV. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

3.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

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4.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

5.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jerome Grant II whose telephone number is 703-305-4391. The examiner can normally be reached on Mon.-Fri. from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kimberly A Williams, can be reached on 703-305-4863. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

